

**RONALD J. TENPAS**  
Acting Assistant Attorney General  
United States Department of Justice  
Environment and Natural Resources Division  
Washington, D.C.  
**NELSON COHEN**  
United States Attorney  
Anchorage, Alaska  
**MARK A. NITCZYNSKI**  
US Department of Justice  
Environmental Defense Section  
1961 Stout Street - 8<sup>th</sup> Floor  
Denver, CO 80294  
Phone: (303) 844-1498  
Fax: (303) 844-1350  
**RICHARD L. POMEROY**  
**DANIEL COOPER**  
Assistant United States Attorney  
District of Alaska  
Federal Building & U.S. Courthouse  
222 West Seventh Avenue, #9  
Anchorage, Alaska 99513  
Telephone: (907) 271-5071

**Attorneys for Plaintiff United States of America**

**UNITED STATES DISTRICT COURT  
DISTRICT OF ALASKA**

<b>UNITED STATES OF AMERICA,</b>	)	
	)	
Plaintiff,	)	
	)	Case No. A-01-378 Civil (RRB)
v.	)	
	)	
<b>CLARENCE ABELDGAARD,</b>	)	<b>UNITED STATES' RESPONSE TO</b>
<b>OCEANVIEW ENTERPRISES, INC.,</b>	)	<b>STATUS REPORT FILED BY</b>
<b>CLOYD MOSER and MODEB</b>	)	<b>GERALDINE BARLING ON JUNE 26,</b>
<b>INVESTMENTS,</b>	)	<b>2007</b>
	)	
Defendants.	)	
_____	)	

In accordance with this Court's June 15, 2007 Order (Docket No. 177), Plaintiff United States of America ("United States") hereby submits its response to the Status Report submitted

by Geraldine Barling on June 26, 2007 (Docket No. 178).

In the Status Report, Ms. Barling reports that she imminently will be closing on a transaction that will allow her to transfer a large piece of property that was to be transferred under the previously-negotiated Consent Decree. Status Report at 1, 2. Once that transaction is completed, Ms. Barling can give the “go ahead” for filing the Consent Decree. Id. at 2. Accordingly, Ms. Barling requested a two-week extension of current the stay to complete the transaction. Id.

In light of these representations, the United States does not oppose Ms. Barling’s request to extend the stay for two weeks.

Respectfully submitted,

RONALD J. TENPAS  
Acting Assistant Attorney General  
Environment and Natural Resources Division  
UNITED STATES DEPARTMENT OF JUSTICE

/s/ Mark A. Nitczynski  
MARK A. NITCZYNSKI  
Environmental Defense Section  
UNITED STATES DEPARTMENT OF JUSTICE  
1961 Stout Street - 8<sup>th</sup> Floor  
Denver, CO 80294  
PHONE: (303) 844-1498  
FAX: (303) 844-1350

NELSON COHEN  
United States Attorney  
District of Alaska  
RICHARD L. POMEROY  
Assistant U.S. Attorney

OF COUNSEL:  
DAVID ALLNUTT  
U.S. ENVIRONMENTAL PROTECTION AGENCY,

REGION X  
Seattle, Washington

Attorneys for Plaintiff United States

CERTIFICATE OF SERVICE

I, Mark A. Nitzynski, certify that on this June 27, 2007, I caused to be filed electronically the foregoing UNITED STATES' RESPONSE TO STATUS REPORT FILED BY GERALDINE BARLING ON JUNE 26, 2007 with the Clerk of Court using the CM/ECF system, which sends a Notice of Electronic Filing to Darryl L. Thompson (counsel for Defendant Geraldine Barling), and that I caused hard copies of the foregoing to be served by United States mail on the following persons:

Lawrence V. Albert  
P.O. Box 200934  
Anchorage, AK 99520

Counsel for Cloyd Moser and Modeb Investments

C.E. Abeldgaard  
Oceanview Enterprises, Inc.  
P.O. Box 891  
Homer, Alaska 99603

*Pro Se*

/s/ Mark A. Nitzynski  
MARK A. NITCZYNSKI